

CITY OF EUREKA
CITY COUNCIL / EUREKA REDEVELOPMENT AGENCY
AGENDA

Regular Council/Agency Meeting
Tuesday, May 16, 2006
Closed Session - 5:30 p.m.
Regular Session - 6:30 p.m.
CITY COUNCIL CHAMBERS
CITY HALL - 531 "K" STREET
EUREKA

Adjourned Council/Agency Mtg.
Thursday, May 18, 2006
Closed Session - 5:30 p.m.
Regular Session - 6:30 p.m.
CITY COUNCIL CHAMBERS
CITY HALL - 531 "K" STREET, EUREKA

All persons in attendance at public meetings are requested to observe the following rules of civil debate:

1. We may disagree, but we will be respectful of one another.
2. All comments will be directed to the issue at hand.
3. Personal attacks are unacceptable.

ACCESSIBILITY NOTICE: The meeting room is wheelchair accessible. Accommodations and access to City meetings for people with other special needs must be requested of the City Clerk at 441-4175 in advance of the meeting. This agenda and other materials are available in alternative formats upon request.

ROLL CALL

CLOSED SESSION NOTE: Closed Session will commence at 5:30 p.m. with a 6:25 p.m. curfew.

A. PUBLIC COMMENT PERIOD

(Limited to 3 minutes each speaker on closed session agenda items only)

B. CONFERENCE WITH LABOR NEGOTIATORS

Agency designated representatives: David Tyson for the City of Eureka
Employee organization: Unrepresented management, mid-management, and confidential employees.

Pursuant to California Government Code Section 54957.6

C. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Property: Fisherman's Terminal property, APN 001-011-014

Agency negotiator: David Tyson for the City of Eureka

Negotiating parties: J.P. & Associates, Inc.

Under negotiation: price, terms, and conditions.

Pursuant to California Government Code Section 54956.8

REGULAR SESSION – 6:30 P.M.

INVOCATION Andrew Fouche, Minister - First Covenant Church

PLEDGE OF ALLEGIANCE

REPORT OUT OF CLOSED SESSION

MAYOR'S ANNOUNCEMENTS

Presentation of Proclamations: “Amateur Radio Week”
“Peace Officer Memorial Week”

Recognition of Police Employee

COUNCIL REPORTS / CITY-RELATED TRAVEL REPORTS

BOARD/COMMISSION REPORTS

Keep Eureka Beautiful Committee presentation of Award of Merit to Vellutini/Ash.

PUBLIC COMMENT PERIOD

NOTE: *This is the time for members of the public who wish to be heard on matters that do not appear on the Agenda. You may also request that a matter appearing on the Consent Calendar be pulled and discussed separately. Pursuant to City Council Minute Order dated May 4, 1989, City Council policy is to limit each speaker to three (3) minutes. Such time allotment or portion thereof shall not be transferred to other speakers. Pursuant to City Council Minute Order dated June 6, 2000, the public will be allowed to speak concurrently with the calling of an agenda item following the staff presentation of that item.*

Pursuant to the Brown Act, the City Council may not take action on an item that does not appear on the Agenda.

1. Is there any person in the audience who wishes to address the Council at this time?

CONSENT CALENDAR

Notice to the Public: All matters listed under this category are considered to be routine by the City Council and will be enacted by one motion. Unless a specific request is made by a Councilmember or the public, the Consent Calendar will not be read. There will be no separate discussion of these items. However, if discussion is required, that item will be removed from the Consent Calendar and considered separately.

2. Council meeting minutes.

Recommendation: Approve the regular Council/Redevelopment Agency Board meeting minutes of May 2, and the adjourned regular meeting of May 4, 2006 as submitted.

(City Clerk)

3. Claim for damages – Jenkins, Kelly.

Recommendation: Reject the claim for damages – Jenkins, Kelly.
(City Attorney)

4. Claim for damages – Wyatt, Dick.

Recommendation: Reject the claim for damages – Wyatt, Dick.
(City Attorney)

5. Claim for damages – Wilson, Barbara.

Recommendation: Reject the claim for damages – Wilson, Barbara.
(City Attorney)

6. Request for exception to the hiring freeze – Senior Planner.

Recommendation: Approve the exception to the hiring freeze for a Senior Planner position, which is already included in the FY 05/06 budget.

(Personnel Director)

7. Request for exception to the hiring freeze – Parks Aide (Regular Part-time).
Recommendation: Approve the exception to the hiring freeze for a Parks Aide (Regular Part-time) position, which is already included in the FY 05/06 budget.
(Personnel Director)
8. Sequoia Park Windstorm Recovery Project, Bid No. 2006-20
Recommendation: 1. Reject all bids due to inconsistencies and confusion in filling out the contract bid form.
2. Authorize staff to amend the bid documents to clarify the bid form and re-advertise Bid No. 2006-20.
(Assistant City Manager-Operations)
9. City Hall Improvement Project, Bid No. 2006-17
Recommendation: 1. Reject all bids for Bid No. 2006-17 for significantly exceeding budget and available funding.
2. Authorize staff to bid key project components separately.
3. In conformance with City Charter Section 710, authorize Public Works personnel to perform minor project elements in conformance with detailed plans, specifications and estimates and oversee the work of subcontractors.
(Assistant City Manager-Operations)
10. Eureka-Arcata Trail Feasibility Study.
Recommendation: Authorize city staff to participate in a multi-agency work group to examine the feasibility of a trail link between Eureka and Arcata.
(Special Projects Manager)
11. Appropriate funds for purchase of backyard compost bins for public sale.
Recommendation: Appropriate \$6,125 to Environmental Programs Fund 232-44505-2100 for purchase of backyard compost bins (funds to be reimbursed to City through subsequent sale of bins).
(Special Projects Manager)

12. Fisherman's Terminal Mitigation- Truesdale Pile Removal – Award of Construction Contract.

- Recommendation:
1. Council and Redevelopment Agency declare Figas Construction of Eureka, California low bidder; and
 2. Council and Redevelopment Agency award the contract for the Fisherman's Terminal Mitigation – Truesdale Pile Removal, Bid No. 2006-5 to Figas Construction in the amount of \$65,600; and
 3. Council and Redevelopment Agency approve expenditure in an amount not to exceed \$75,000 to fully fund construction of the project, including a 14% contingency.

(City Engineer)

13. Third Street Lift Station/Force Main Project, Bid No. 2005-17.

- Recommendation: Accept this project and authorize the filing of a "Notice of Completion" at the Office of the County Recorder.

(City Engineer)

14. Major Subdivision Claire Court Subdivision.

- Recommendation:
1. Approve the final map;
 2. Authorize the City Clerk to sign the final map accepting the dedication of the easements as set forth on the final map.

(City Engineer)

15. Fire Station Ventilation Modifications, Bid No. 2006-19.

- Recommendation:
1. Declare O&M Industries the low bidder on the Fire Station Ventilation System Modifications, Bid No. 2006-19.
 2. Award Bid No. 2006-19 to O&M Industries for the amount of \$29,977, and approve \$35,000 for construction, which includes a contingency of approximately 15%.

(Fire Chief)

ORDINANCES/RESOLUTIONS

16. Utility Users Tax Ordinance.

Recommendation: Introduce, waive reading, and read by title only, Bill No. 766-C.S., an ordinance amending Chapter 35 of the Eureka Municipal Code relating to the Utility Users' Tax.

(Finance Director)

17. Klamath River Resolution.

Recommendation: Adopt the resolution requesting the Department of Commerce to declare a 2006 Pacific Salmon Disaster.

(City Manager)

REPORTS/ACTION ITEMS

18. Support Assembly Bill No. 2840.

Recommendation: Authorize the Mayor to send a letter in support of Assembly Bill No. 2840 which will result in automobile insurance rates that are fair and are based on the actual cost to provide insurance to each driver.

(Mayor)

19. Enterprise Zone Application preparation – Professional Services Agreement with Chabin Concepts.

Recommendation: Authorize staff to prepare and execute a Professional Services Agreement with Chabin Concepts of Chico, CA for preparation of an Enterprise Zone Application.

(Redevelopment & Housing Director)

20. First and C Street Property Exclusive Right to Negotiate.

- Recommendation: 1. Adopt Eureka Redevelopment Agency and City of Eureka Resolutions approving an Exclusive Right to Negotiate Agreement (ERTN) with Glenn G. Goldan & ReProp Investments Inc., and/or assigns for the sale and development of two Agency-owned parcels (APN's 001-054-13 & 041).
2. Authorize execution of an ERTN between the Eureka Redevelopment Agency and Glenn G. Goldan & ReProp Investments Inc., and/or assigns.

(Redevelopment Director)

21. Public Safety Advisory Committee.

- Recommendation: 1. Establish a Public Safety Ad Hoc Committee to make recommendations to the City Council regarding the creation of a Public Safety Advisory Committee.
2. Each City Council member will forward to the Mayor names of two (2) qualified individuals to serve on the Ad Hoc committee.

(City Manager)

CITY MANAGER/EXECUTIVE DIRECTOR'S REPORTS

ADJOURNMENT

NOTE: If open session items cannot be completed by 10:00 p.m., the meeting will be continued to the adjourned regular meeting on the following Thursday, as noted above on the heading of this agenda.

If closed session items cannot be completed by 6:25 p.m., they will be continued at the conclusion of the regular agenda, provided there is time. If time does not allow then those closed session items will be continued to the adjourned regular meeting on the following Thursday, as noted above on the heading of this agenda.